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Bonnie S. Merum

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: van Ooij et al.

Paper No.:

Serial No.: 09/356,926

Group Art Unit: 1775

Filed: July 19, 1999

Examiner: M. La Villa

For: SILANE COATINGS FOR METAL

Interview Summary

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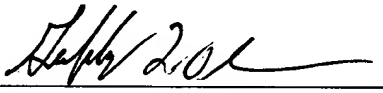
Dear Sir:

On January 20, 2004, Examiner Michael La Villa conducted an Examiner initiated telephonic interview with the undersigned Applicant's representative, Mr. Geoffrey Oberhaus. The Examiner and Applicant's representative discussed the patentability of claims 1 and 40. In regards to claim 40, the Examiner and Applicant's representative discussed support in the specification for overcoming the section 112, first paragraph rejection of claim 40. The Applicant directed the Examiner's attention to pages 17 and 18 of the specification showing support for the claimed ratio of 9:1. The Examiner noted that claim 40 recites "at least about 9" which the Examiner asserted includes ratios above 9:1 and that no support for any ratio above 9:1 could be found in the specification. In addition, the Examiner noted that the example on page 17 refers only to one pair of vinyl silane and bis-silyl aminosilane compounds. The Examiner asserted that there was no support for the broader teaching of claim 40. No agreement was reached on this rejection.

The Examiner and Applicant's representative then discussed the declaration by inventor van Ooij in conjunction with the section 103 rejection over Brown et al. The Examiner and Applicant discussed the three experiments conducted under the inventor's direction and detailed in the inventor's declaration. The Examiner noted that experiment two showed comparable results to the systems of Brown et al. and that experiment three was not within the claimed ratio range and therefore not within the scope of the claimed invention. The Examiner asserted that the evidence in the declaration does not appear to prove unexpected results for the breadth of the claimed invention as presently claimed. No agreement was reached on this rejection

It is believed that this summary completes the Applicant's duty under to provide a summary of the telephonic interview between the Examiner and Applicant's representative conducted on January 20, 2004.

Respectfully submitted,

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